

**Remark**

Dear Mr. Ruth A. Davis,

In accordance with your suggestion, I decided to file a divisional application which has the same specification as the original application. Since the claims are subject to restriction requirement, I would like to divide the claims into three parts and include the withdrawn claims in the divisional application. I remain Claims 1-12 and 25-27 in the original application, include Claims 13-23 in the divisional application, and cancel Claim 24 from the original application.

As for the classification, I classify Claims 1-12 and 25-27 in the original application in class 424, subclass 195.15.

In the divisional application, I classify Claims 1-11 (which were Claims 13-23 in the original application) in class 435, subclass 383, according to your recommendation.

I'm very appreciated for your helpful suggestions.

With best regards,

Kazuo Sakuma

(APPLICATION NO. 10/066,224 FILING DATE 02/01/2002 )

The complete listing of claims for the original application [Application number, 10/066,224]

Claim 1 (original) :The preventive and/or therapeutic agents containing extracts from Kabanoanatake as active ingredients and having preventive and therapeutic effects on various syndromes possibly caused by the microbes including HIV, a species of retroviruses, ALT (adult T-cell leukemia) and pathogenic bacteria.

Claim 2 (original) :The preventive and/or therapeutic agents as claimed in claim 1, wherein Kabanoanatake is a natural product.

Claim 3 (original) :The preventive and/or therapeutic agents as claimed in claim 1, wherein Kabanoanatake is an artificial-cultured product.

Claim 4 (original) :The preventive and/or therapeutic agents as claimed in claim 3, wherein Kabanoanatake is a sawdust-cultured product.

Claim 5 (original) :The preventive and/or therapeutic agents as claimed in claim 3, wherein Kabanoanatake is a liquid-cultured product.

Claim 6 (original) :The preventive and/or therapeutic agents as claimed in claim 1, wherein said microbe is the HIV virus.

Claim 7 (original) :The preventive and/or therapeutic agents as claimed in claim 6, wherein said agents have strong suppressive effect on syncytium formation caused by HIV and inhibitory effect on HIV infection at the concentration of 35 ng/ml.

Claim 8 (original) :The preventive and therapeutic agents as claimed in claim 6, wherein said agents have strong suppressive effect on syncytium formation caused by HIV and inhibitory effect on HIV infection at the concentration over 0.01 µg/ml .

Claim 9 (original) :The preventive and/or therapeutic agents as claimed in claim 1, wherein said microbe is pathogenic bacteria.

Claim 10 (original) :The preventive and/or therapeutic agents as claimed in claim 9, wherein said microbes are the bacteria selected from the group of enteropathogenic

Escherichia coli, Klebsiella pneumoniae, Pseudomonas aeruginosa, MRSA Streptococcus, and Clostridium perfringens.

Claim 11 :(original) The preventive and/or therapeutic agents as claimed in claim 1, wherein said microbes are a retrovirus and ATL (adult T-cell leukemia) virus.

Claim 12 :(currently amended) The preventive and/or therapeutic agents as claimed in claim 4, wherein said ~~microbes~~ microbe is helicobacter pylori.

Claims 13 - 23 (withdrawn)

Claim 24 (canceled-without prejudice)

Claim 25 (currently amended) :The preventive and/or therapeutic agents as claimed in claim 1, ~~2, 3, 4, 5, 6, 7, 8, 9, 10 and 11~~, wherein said Kabanoanatake extracts are administered orally or from the anus or the vagina in the form of solid, fluid or liquid.

Claim 26 (currently amended) :The preventive and/or therapeutic agents for HIV as claimed in claim ~~25-13~~, wherein said microbe is the HIV virus.

Claim 27 (currently amended) :The preventive and/or therapeutic anti-microbial agents as claimed in claim ~~26~~ 14, wherein said Kabanoanatake extracts are enabled to exert anti-microbe-related syndrome activity by using vehicles or solutions.